

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Allen Inks on 7/16/2010

The application has been amended as follows:

The current abstract has been replaced with a new abstract as appear below

ABSTRACT

A method for forming a microma-chined device is disclosed that includes providing a first silicon layer and a second silicon layer. A portion of the second silicon layer is etched to form a slider portion and a layer portion. The slider portion is movable relative to the layer portion. A portion of the first silicon layer is coated with a coating material that has a size and shape that corresponds to the size and shape of the slider portion. The first silicon layer is then positioned over the second silicon layer such that the coated portion of the first silicon layers substantially aligned with the slider portion of the second silicon layer. A bonding operation is performed to bond the first silicon layer to the second silicon layer. The coating material separates the slider portion from the first silicon layer during the bonding operation to prevent the slider portion from bonding with the first layer. This method can also be implemented by selectively coating

portions of the first silicon layer with a coating that will enhance or cause bonding only in areas adjacent to the coating material. A hybrid process whereby one material is placed in portions of the first silicon layer to prevent bonding and a second material is placed in other portions of the first silicon layer to enhance or cause bonding possible.

Allowable Subject Matter

2. Claims 1-12, 20-30, 36-38 allowed.

The following is an examiner's statement of reasons for allowance: Applicants responses (particularly paragraphs 3-4 on page 5, paragraphs 3-5 on page 6, paragraphs 1-2 on page 7, paragraphs 2-4 on page 8, paragraphs 2-3 on page 9 of the response filed on 4/29/2010) deem persuasive to overcome the previous final rejection(s) of claims 1-5, 9-12, 21-23, 27-30 as set forth in the office action mailed on 1/2/2010. The final rejection(s) of claims 1,9-10, 11 under 35 U.S.C. 102(a) as being anticipated by Tadigadaba et al (US 20030061889)/ the rejection(s) of claims 1,4-5, 9-10 under 35 U.S.C. 102(e) as being anticipated by Kruri-Yakub et al (US 6,958,255)/ the rejection(s) of claims 21,27-28, 29 under 35 U.S.C. 102(e) as being anticipated by Kruri-Yakub et al (US 6,958,255)/ the rejection(s) of claims claims 2-3, 22-23 under 35 U.S.C. 103(a) as being unpatentable over Kruri-Yakub et al (US 6,958,255) in view of Cohn et al (US 2002/0096421)/ the rejection(s) of claims 12, 30 under 35 U.S.C. 103(a) as being unpatentable over Kruri- Yakub et al (US 6,958,255) in view of Ting (US 5,856,705) have been withdrawn

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to LAN VINH whose telephone number is (571)272-1471. The examiner can normally be reached on M-F 8:30-5:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nadine Norton can be reached on 571 272 1465. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

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/Lan Vinh/
Primary Examiner, Art Unit 1713